

CHARLES MR. R. VETHAN (SBN 300098)
VETHAN LAW FIRM, P.C.
820 Gessner Road, Suite 1510
Houston, Texas 77024
Telephone: 714-267-1272
Email: cvethan@vethanlaw.com;
edocs@vethanlaw.com
Attorney for Plaintiffs Barclay Butera
Development, Inc., Barclay Butera, Inc., and
Barclay Butera

Richard A. Kaplan (13480)
Brenden P. Hoffman (18209)
YOUNG HOFFMAN, LLC
175 South Main Street, Suite 850
Salt Lake City, UT 84111
Telephone: 801-359-1900
Email: rkaplan@yahlaw.com
brendenhoffman@yahlaw.com
Attorneys for Mario Ferreira

**UNITED STATES DISTRICT COURT
CENTRAL DISTRICT OF UTAH**

BARCLAY BUTERA DEVELOPMENT,
INC.; and BARCLAY BUTERA,,

Plaintiffs,

vs.

THE ANNEX, LLC, d/b/a Helm Home; and
MARIO FERREIRA,

Defendants.

**MOTION BY
PLAINTIFFS/COUNTERCLAIM
DEFENDANTS AND
DEFENDANT/COUNTERCLAIMANT
MARIO FERREIRA TO DISMISS
WITH PREJUDICE ALL CLAIMS
BROUGHT BY OR AGAINST EITHER
OF THEM WITH PREJUDICE**

Civil No. 2:23-CV-00633-HCN-JCB

Judge Howard C. Nielson, Jr.

Pursuant to Rule 41 (a) (2) of the Federal Rules of Civil Procedure, Plaintiffs-
Counterclaim Defendants Barclay Butera Development, Inc. and Barclay Butera, and Defendant/
Counterclaimant Mario Ferreira, by and through their respective counsel of record, having

resolved all issues and disputes between them, move the Court for an Order dismissing all of Plaintiffs'/Counterclaim Defendants' claims against Ferreira and all of Defendant/Counterclaimant Ferreira's counterclaims against Plaintiffs/Counterclaim Defendants, with prejudice and on the merits, each party to bear their respective attorneys' fees and costs. This motion does not dismiss any claims Plaintiffs have against Defendant The Annex, LLC d/b/a Helm Home.

Dated this 6th day of May, 2024.

/s/ Richard A. Kaplan
Richard A. Kaplan
YOUNG HOFFMAN, LLC
Attorneys for Mario Ferreira

Dated this 6th day of May, 2024.

/s/ Joseph L. Lanza
Charles M.R. Vethan
Joseph Lanza
VETHAN LAW FIRM, P.C.
Attorneys for Barclay Butera Development, Inc.; Barclay Butera, Inc., and Barclay Butera

CERTIFICATE OF SERVICE

I certify that on this 6th day of May, 2024, I caused a true copy of the foregoing **Motion to Dismiss with Prejudice All Claims Brought By Or Against either of Them with Prejudice** to be served via the court's electronic filing system upon the following:

Richard A. Kaplan (13480)
Brenden P. Hoffman (18209)
YOUNG HOFFMAN, LLC
175 South Main Street, Suite 850
Salt Lake City, UT 84111
Telephone: 801-359-1900
Email: rkaplan@yahlaw.com
brendenhoffman@yahlaw.com
Attorneys for Mario Ferreira

Madeline Aller Hock
David W. Tufts
madeline.aller@dentons.com
david.tufts@dentons.com
Dentons Durham Jones & Pinegar, PC
111 South Main Street, Suite 2400
Post Office Box 4050
Salt Lake City, UT 84110-4050
Attorneys for The Annex, LLC, dba Helm Home

/s/ Joseph Lanza

Joseph Lanza